

BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH

**FILED**

DEC 27 2011

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IN THE MATTER OF THE REQUEST :  
FOR A HEARING BY THOMAS F. :  
MILLER REGARDING THE DIVISION :  
OF OIL, GAS, AND MINING'S ACTIONS :  
CONCERNING THE VIPONT MINE, :  
LOCATED IN PORTIONS OF SECTIONS :  
1 AND 12, TOWNSHIP 14 NORTH, :  
RANGE 18 WEST, BOX ELDER :  
COUNTY, UTAH. :

**SECRETARY, BOARD OF  
OIL, GAS & MINING**

NOTICE OF HEARING

Docket No. 2012-001  
Cause No. S/003/035

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THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE FOLLOWING  
MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining ("Board"), State of Utah, will conduct a hearing on WEDNESDAY, January 25, 2012, at 9:00 AM, or as soon thereafter as possible, in the auditorium of the Department of Natural Resources, 1594 West North Temple, Salt Lake City, Utah.

The hearing will be conducted as a formal administrative adjudication in accordance with the rules of the Board as set forth in Utah Administrative Code R641 et seq. as provided for by Utah Code Ann. § 40-8-1 et seq. and Utah Code Ann. § 63G-4-101 through 601.

The purpose of the hearing will be for the Board to receive testimony and evidence regarding a Request for a Hearing filed by Thomas F. Miller:

1. Determining the validity of the claims of Thomas F. Miller seeking review of the Division's approval of the Notice of Intention for the Vipont Mine to Cadence Resources and the Division's later request to Aurora Oil & Gas that it reclaim the Vipont Mine, allegedly resulting in the loss of personal property belonging to the Thomas F. Miller; and
2. Providing such other relief as may be just and equitable under the circumstances.

Objections to the Request for Agency Action must be filed with the Secretary of the Board at the address listed below no later than the 10th day of the month, or two weeks before the scheduled hearing, whichever is earlier. A party must file a timely written objection or other response in order to participate as a party at the Board hearing.

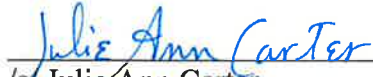
Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected at the office of the undersigned.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Julie Ann Carter at (801) 538-5277, at least three working days prior to the hearing date.

DATED this 27<sup>th</sup> day of December, 2011.

STATE OF UTAH  
BOARD OF OIL, GAS AND MINING  
James T. Jensen, Chairman

  
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/s/ Julie Ann Carter  
Secretary to the Board  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84116  
(801) 538-5277

CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 2012-001, Cause No. S/003/035 to be mailed with postage prepaid, this 27<sup>th</sup> day of December, 2011, to the following:

Thomas F. Miller  
1116 N. Frontage Rd.  
Deer Lodge, MT 59722

Michael S. Johnson  
Assistant Attorneys General  
Utah Board of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116  
[Via Email]

Steven F. Alder  
Assistant Attorneys General  
Utah Division of Oil, Gas & Mining  
1594 West North Temple, Suite 300  
Salt Lake City, UT 84116  
[Via Email]

Mark Wilson  
NorthStar Energy LLC  
12935 South West Bayshore Drive, Ste 355  
Traverse City, MI 49684

Julie Ann Carter

**CERTIFICATE OF PUBLISHED NOTICE**

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 2012-001, Cause No. S/003/035 to be PUBLISHED in the following newspapers on the following days:

January 1, 2012:

The Salt Lake Tribune and Deseret Morning News, newspapers of general circulation in Salt Lake City and County.

January 4, 2012:

Box Elder News Journal, a newspaper of general circulation in Box Elder County.

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